	1	THOMAS C. CROSBY (SBN: 99516) WILLIAM B. ROWELL (SBN 178587) AMY M. KIMMEL(SBN: 215195)			
	2	CROSBY & ROWELL LLP			
	3	The American Bag Building 299 Third Street, 2 nd Floor			
	4	Oakland, CA 94607 Telephone: (510) 267-0300			
	5	Facsimile: (510) 839-6610			
	6	Attorneys for Defendant			
	7	COSTCO WHOLESALE CORPORATION			
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	10	UNITED STATES DISTRICT COURT			
ഞ് ്	11	FOR THE NORTHERN DISTRICT OF CALIFORNIA			
Suildin d Flooi 607	12	RUTHELLEN HARRIS, individually and as Case No. CV10-4626 (CW)			
n Bag Buil reet, 2 nd Fl CA 94607	13	personal representative to ROBERT JEAN) HARRIS, HEATHER HARRIS, JAMIE)			
Crossy & Nowell List The American Bag Buildin 299 Third Street, 2 nd Floor Oakland, CA 94607	14	HARRIS and GREG HARRIS,			
Closely & rower Ed. The American Bag Building 299 Third Street, 2 nd Floor Oakland, CA 94607	15	Plaintiffs,			
	16	v.			
	17	COSTCO WHOLESALE CORPORATION,) WAREHOUSE DEMO SERVICES, INC.,)			
	18	CARGILL MEAT SOLUTIONS) CORPORATION, FRESH CHOICE)			
	19	INTERNATIONAL, LLC AND DOES 1-100,) inclusive,.			
	20	Defendants.			
	21				
	22	STIPULATION AND ORDER RE: DISMISSAL OF COSTCO WHOLESALE'S CROSS-			
	23	CLAIMS AGAINST FRESH CHOICE INTERNATIONAL, LLC AND CARGILL MEAT SOLUTIONS CORPORATION ONLY			
	24	SOLUTIONS CONTONATION ONLT			
	25	IT IS HERBY STIPULATED by and between all parties that Costco Wholesale			
	26	Corporation dismisses its cross-claims against Fresh Choice International , LLC and Cargill			
	27	Meat Solutions Corporation only without prejudice in exchange for a mutual waiver of costs.			
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	1	Dated: August 8, 2011	CROSBY & ROWELL LLP
	2		Ву:
	3		Amy M. Kimmel Attorneys for Defendant
	4		Costco Wholesale Corporation
	5	D . 1 . 1	LEWIG BRIGBOIG BIGGLARD & GMTMALL
	6	Dated: August, 2011	LEWIS BRISBOIS BISGAARD & SMITH LLP
	7		By: Jane A. Corning
	8		Attorneys for Defendant Cargill Meat Solutions Corporation
	9		
	10	Dated: August, 2011	SHEPPARD MULLIN RICHTER &
	11		HAMPTON LLP
JLP nilding Floor 07	12		By: Steven H. Winick,
Crosby & Rowell LLP e American Bag Buildi 99 Third Street, 2 nd Flo Oakland, CA 94607	13		Attorneys for Defendant Fresh Choice International, LLC
by & R erican ird Stre land, C	14		
Crosby & Rowell LLP The American Bag Building 299 Third Street, 2 nd Floor Oakland, CA 94607	15	Dated: August, 2011	LAW OFFICE OF ROBERT B. ABLE, JR.
F ' '	16		By:
	17		Robert B. Abel Attorneys for Plaintiffs
	18		Ruthellen Harris, et al.
	19	Dated: August, 2011	THE TUCKER FIRM, LLC
	20		Ву:
	21		Debra Tucker Attorneys for Defendant
	22		Quantum Foods, LLC
	23	Dated: August, 2011	LAW OFFICE OF JEFFREY F. PACCASSO
	24	Dated. August, 2011	
	25		By: James F. Waite
	26		Attorneys for Defendant Warehouse Demo Services, Inc.
	27		
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	1	Dated: August 8, 2011	CROSBY & ROWELL LLP
	2		By:
	3		Amy M. Kimmel Attorneys for Defendant
	4		Costco Wholesale Corporation
	5		
	6	Dated: August 8, 2011	LEWIS BRISBOIS BISGAARD & SMITH LLP
	7		By: Whe Weblinese Jane A. Corning Attorneys for Defendant Cargill Meat Solutions Corporation
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	10	Dated: August, 2011	SHEPPARD MULLIN RICHTER &
	11		HAMPTON LLP
LP lding loor 7	12		By: Steven H. Winick,
Crosby & Rowell LLP e American Bag Buildi 99 Third Street, 2 nd Flo Oakland, CA 94607	13		Attorneys for Defendant Fresh Choice International, LLC
y & R srican rd Str land, (14		
Crosby & Rowell LLP The American Bag Building 299 Third Street, 2 nd Floor Oakland, CA 94607	15	Dated: August, 2011	LAW OFFICE OF ROBERT B. ABLE, JR.
	16		Ву:
	17		Robert B. Abel Attorneys for Plaintiffs Ruthellen Harris, et al.
	18		Ruthellen Harris, et al.
	19	Dated: August, 2011	THE TUCKER FIRM, LLC
	20		·
	2 1		By:
	22		Attorneys for Defendant Quantum Foods, LLC
	23		
	24	Dated: August, 2011	LAW OFFICE OF JEFFREY F. PACCASSO
	25		By: James F. Waite
	26		Attorneys for Defendant Warehouse Demo Services, Inc.
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	1	Dated: August 8, 2011	CROSBY & ROWELL LLP
	2		Ву:
	3		Amy M. Kilmmel Attorneys for Defendant
	4		Costco Wholesale Corporation
	5		
	6	Dated: August, 2011	LEWIS BRISBOIS BISGAARD & SMITH LLP
	7		By: Jane A. Corning
	8		Attorneys for Defendant Cargill Meat Solutions Corporation
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	10	Dated: August 22 , 2011	SHEPPARD MULLIN RICHTER &
	11		HAMPTONLLP By:
ilding Floor 77	12		Steven H. Winick,
well L 3ag Bu et, 2 nd l A 946(13		Attorneys for Defendant Fresh Choice International, LLC
Crossoy & Rowell LLP e American Bag Build 99 Third Street, 2 nd Flo Oakland, CA 94607	14		
Crossy & rowen LLP The American Bag Building 299 Third Street, 2 nd Floor Oakland, CA 94607	15	Dated: August, 2011	LAW OFFICE OF ROBERT B. ABLE, JR.
2 日	16		By:
	17	·	Robert B. Abel Attorneys for Plaintiffs
	18		Ruthellen Harris, et al.
	19	Dated: August, 2011	THE TUCKER FIRM, LLC
	20	Dutou. August, 2011	
	21		By: Debra Tucker
	22		Attorneys for Defendant Quantum Foods, LLC
	23		
	24	Dated: August, 2011	LAW OFFICE OF JEFFREY F. PACCASSO
	25		By: James F. Waite
	26		Attorneys for Defendant Warehouse Demo Services, Inc.
	27		·
	28		
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	1	Dated: August 8, 2011	CROSBY & ROWELL LLP
	2		By: Amy M. Kimmel
	3		Attorneys for Defendant Costco Wholesale Corporation
	4		Costço wholesale Corporation
	5	Dated: August, 2011	LEWIS BRISBOIS BISGAARD & SMITH LLP
	6		By:
	7		Jane A. Corning Attorneys for Defendant
	8		Cargill Meat Solutions Corporation
	9		
	10		SHEPPARD MULLIN RICHTER & HAMPTON LLP
ing	11		By: Steven H. Winick,
Crosby & Nowen LLF The American Bag Building 299 Third Street, 2 nd Floor Oakland, CA 94607	12		Attorneys for Defendant
an Bag Street,	13		Fresh Choice International, LLC
Crosoy & Rowen L.L. e American Bag Build 19 Third Street, 2 nd Pl. Oakland, CA 94607	14	D () A () C () ()	Y ANY OFFICE OF DODODO D ADJE ID
The / 299	15 16	Dated: August 2, 2011	LAW OFFICE OF ROBERT B. ABLE, JR.
	17		Robert B. Abel
	18		Attorneys for Plaintiffs Ruthellen Harris, et al.
	19		
	20	Dated: August, 2011	THE TUCKER FIRM, LLC
	21		By:
	22		Attorneys for Defendant Quantum Foods, LLC
	23		(<u>.</u>
	24	Dated: August, 2011	LAW OFFICE OF JEFFREY F. PACCASSO
	25		By: James F. Waite
	26		Attorneys for Defendant Warehouse Demo Services, Inc.
	27		11 diodouse Doido selvices, inc.
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Case 3:10-cv-04626-JSC Document 79 Filed 08/23/11 Page 6 of 8

	1	Dated: August 8, 2011 CRO	SBY & ROWELL LLP
	2	[]	
	3	Amy	M. Kinimel neys for Defendant
	4	- H Charles	o Wholesale Corporation
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	6	Dated: August, 2011 LEWI	IS BRISBOIS BISGAARD & SMITH LLP
	7	By:	A. Corning
	8	Attorr	neys for Defendant I Meat Solutions Corporation
	9	Cargi	a Meat Solutions Corporation
	10	Dated: August, 2011 SHEP	PARD MULLIN RICHTER &
	11	HAMI	PTON LLP
CP Iding Toor 7	12	By:	ı H. Winick,
Anetican Bag Built Ametican Bag Built Third Street, 2 nd Fl Oakland, CA 94607	13	Attom	cys for Defendant
& Roy ican B 1 Stree nd, CA	14	Fresh	Choice International, LLC
Crosby & Rowell LLP The American Bag Building 299 Third Street, 2 nd Floor Oekland, CA 94607	15	Dated: August, 2011 LAW	OFFICE OF ROBERT B. ABLE, IR.
4	16	By:	
	17	Robert	B. Abel evs for Plaintiffs
	18	Ruthel	eys for Plaintiffs len Harris, et al.
	19	Dated: August <u>\$1,</u> 2011 THE T	T. C.
	20	Dated: August A. 2011 THE 1	UCKER FIRM, LLC
	21	By: Debra	Tucker per for Defendant
	22	Attorne Quantu	bys for Defendant Im Foods, LLC
	23		
	24	Dated: August, 2011 LAW (OFFICE OF JEFFREY F. PACCASSO
	25	By:	F. Waite
	26	Attorne	eys for Defendant puse Demo Services, Inc.
	27	, aren	sao Demo Ott 11005, mil.
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		Stipulation and Order re: Dismissal of Defendant Costco Wholes International, I.I.C and Cargill Meat So	saie Corporation's Cross-Claims against Fresh Choice olutions Corporation ONLY

	1	Dated: August 8, 2011	CROSBY & ROWELL LLP
	2		By;
	3		Amy M. Kimmel Attorneys for Defendant
	4		Costco Wholesale Corporation
	5	D () A () () ()	L MANAGE DE LA DESCRIPTION DE LA COMPANIONE DE LA COMPANI
	6	Dated: August, 2011	LEWIS BRISBOIS BISGAARD & SMITH LLP
	7		By: Jane A. Corning
	8		Attorneys for Defendant Cargill Meat Solutions Corporation
	9		
	10	Dated: August, 2011	SHEPPARD MULLIN RICHTER &
	11		HAMPTON LLP
A.P. nilding Floor 07	12		By: Steven H. Winick,
rosby & Kowell LL American Bag Build Third Street, 2 nd Fl Oaktand, CA 94607	13		Attorneys for Defendant Fresh Choice International, LLC
y & Ko orican] rd Stre land, C	14		
Crosby & Kowell LLP The American Bag Building 299 Third Street, 2 nd Floor Oakland, CA 94607	15	Dated: August, 2011	LAW OFFICE OF ROBERT B. ABLE, JR.
E 6	16		By: Robert B. Abel
	17		Attorneys for Plaintiffs
	18		Ruthellen Harris, et al.
	19	Dated: August , 2011	THE TUCKER FIRM, LLC
	20		Ву:
	21		Debra Tucker Attorneys for Defendant
	22		Quantum Foods, LLC
	23	Dated: August 2, 2011	LAW OFFICE OF JEFFREY F PACCASSO
	24	Dated. Augusta, 2011	A Total
	25		James F. Waste
	26		Attorneys for Defendant Warehouse Demo Services, Inc.
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		Stimulation and Order to: Diamineal of Dafondant Co.	-2- ston Wholessle Composition's Cross-Claims against Fresh Choice

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PURSUANT TO STIPULATION, IT IS SO ORDERED THAT COSTCO WHOLESALE CORPORATION'S CROSS-CLAIMS AGAINST FRESH CHOICE INTERNATIONAL, LLC AND CARGILL MEAT SOLUTIONS CORPORATION ONLY ARE DISMISSED WITHOUT PREJUDICE. EACH PARTY IS TO BEAR ITS OWN COSTS. Dated: AUGUST 23,2011

The American Bag Building 299 Third Street, 2nd Floor

Oakland, CA 94607

Crosby & Rowell LLP